REQUEST FOR QUOTATIONS			THIS RFQ [X] IS [] IS NOT A SMALL BUSINESS SET-ASIDE			PAGE	OF PAGES		
(THIS IS NOT AN ORDER)							1	22	
1. REQUEST NO. 2. DATE ISSUED 3. REQUISITION/PURCH/REQUEST NO. DABK07-03-T-0023 13-Dec-2002 PWBENV-2309-N413			ASE	U	ERT. FOR NAT. DEF. NDER BDSA REG. 2	RATING			
5a. ISSUED		13-Dec-2002	PWBENV-2309-N413			ND/OR DMS REG. 1			
FORT BRAGO ATTN: SFCA- BUILDING 3-1 BUTNER ROA	G DIRECTORATE OF SR-BR 632 AD	F CONTRACTING			6. DI	6. DELIVER BY (Date) SEE SCHEDULE			
FORT BRAGO	S NC 28310-5000				7. DELI	VFRY			
						[X] FOB [] OTHER			
5b. FOR INI GEORGE W		ALL: (Name and Telepi	hone no.) (No collect calls) 910-396-48	97		DESTINATION (See Schedule)			
8. TO: NAM	E AND ADDRE	ESS, INCLUDING ZIF	O CODE		PWBC W SANDRA BLDG O-9 FT BRAG	9. DESTINATION (Consignee and address, including ZIP Code) PWBC WILDLIFE BRANCH SANDRA BRAMBLE BLDG O-9034 FT BRAGG NC 28310 TEL: 910/396-7506X101 FAX: 910/396-9474			
10. PLEASI (Date)	E FURNISH QU 20-Dec-2002	OTATIONS TO THE	ISSUING OFFICE IN BLOC	K 5a ON OR BEFC	ORE CLOSE	OF BUSINESS:			
IMPORTAN it to the addres	s in Block 5a. This	request does not commit t	otations furnished are not offers. If the Government to pay any costs in	curred in the preparati	on of the subm	nission of this quotation or to			
_	-	Supplies are of domestic or ompleted by the quoter.	rigin unless otherwise indicated by	y quoter. Any represen	ntations and/or	certifications attached to this			
Request for Qu	otations must be ed		EDULE (Include applicable	e Federal, State, an	ıd local taxe	(2)			
ITEM NO.		SUPPLIES/ SER		QUANTITY	UNIT			AMOUNT	
(a)		(b)	VICES	(c)	(d)	(e)	-	(f)	
	SEE	E SCHEDU	LE						
12. DISCOUNT FOR PROMPT PAYMENT a. 10 CALENDAR DAYS %			b. 20 CALENDA	R DAYS	c. 30 CALENDAR DAYS	d. CALE	NDAR DAYS %		
NOTE: Add	ditional provis	ions and representa	tions [] are [] are not	attached.				•	
13. NAME AND ADDRESS OF QUOTER (Street, City, County, State, and ZIP Code)			14. SIGNATURE OF PERSON AUTHORIZED TO SIGN QUOTATION 15. DATE OF QUOTATION				-		
			16. NAME AND T	TITLE OF S	LE OF SIGNER (Type or print) TELEPHONE NO. (Include area code)				

Section B - Supplies or Services and Prices

ITEM NO SUPPLIES/SERVICES QUANTITY UNIT UNIT PRICE AMOUNT

0001 1 Each

Plant Survey

FFP

Endangered species plant survey. See Specifications for Scope of Work and maps.

The period of performance is 1 January 2003 through 15 December 2003

PURCHASE REQUEST NUMBER: PWBENV-2309-N413

NET AMT

FOB: Destination

Section C - Descriptions and Specifications

SPECIFICATIONS

THIS REQUIREMENT IS SET ASIDE FOR SMALL BUSINESS CONCERNS ONLY.

THE NORTH AMERICAN INDUSTRY CLASSIFICATION (NAICS) CODE FOR THIS ACQUISITION IS 541690

THE SMALL BUSINESS SIZE STANDARD IS FOR THE FIRM TO HAVE EARNED NO MORE THAN \$6,000,000.00 DURING THE PRECEDING THREE (3) FISCAL YEARS.

PROVIDE THE CONTRACTOR'S DUNS NUMBER WITH QUOTATION _____

Central Contractor Registration (CCR) - Effective 1 June 1998, all contractors receiving Department of Defense (DoD) contract awards must be registered.

DEPARTMENT OF LABOR WAGE DETERMINATION GENERAL DECISION NO.94-2393 REV (23) IS APPLICABLE.

PWBENV-2309-N413 Attachment

SURVEY FOR ENDANGERED/THREATENED/RARE PLANT SPECIES ON SANDHILLS GAME LANDAND CARVER'S CREEK, NORTH CAROLINA

CONTRACT PERIOD: 1 January 2003 through 15 December 2003

Description of Survey Area and Background

From 1 November 1993 to 1 November 1994, The Nature Conservancy conducted a survey for rare and endangered vascular flora on 25,000 acres of the 57,250-acre Sandhills Game Land. The purpose of the survey was to document locations of rare plant populations to be avoided during military training exercises. The purpose of this survey is to update existing data, and document new populations.

The 25,000 acre survey area constitutes a portion of the Sandhills Game Lands (SGL) where soldiers from nearby Fort Bragg and adjacent Camp Mackall regularly conduct military training. It lies southeast of US 1 and west of US 15-501, southeast of the village of Hoffman. At its extremes, the survey area spans 12 miles north south and 10.6 miles east west.

Carver's Creek is comprised of 1,176 acres and is located in Cumberland County adjacent to Fort Bragg (Appendix C). It lies northwest of US Highway 401, south of Tom Hart and Onion Roads. Hearthstone Drive crosses the southern fifth of the property. The property includes one residence on a 17-acre parcel. Fort Bragg proposes to conduct reoccurring land navigation and small unit tactics training for SOPC course at Carver's Creek.

The land is owned and managed by The Nature Conservancy. No systematic survey has been conducted for rare flora, although cursory inventories have taken place in the past. Sanhills pyxie moss has been documented on the property.

A.1 SPECIFIC TASKS

- A.1.1 Contractor shall survey for new, known and previously known state and federally listed plant populations covering approximately 25,000 acres on the Sandhills Gameland and 1,176 acres on Carver's Creek. Suitable habitat will be systematically surveyed for newly colonized populations with an emphasis on areas surrounding existing populations. Contractor shall record new populations using the NC Natural Heritage Program field data sheets.
- A.1.2 **SANDHILLS GAMELAND** Fields from the 166 Element Occurrence records for 30 rare plant species, comprising 259 subpopulations, will be updated. The following data will be recorded:
 - Each subpopulation documented during the initial survey will be revisited to determine presence or absence.
 - The area occupied by each persistent and newly colonized population will be globally positioned to the nearest meter (polygon).
 - Record the number of individual plants. For clonal species, stem counts or clump counts will be conducted. Consistent terminology for count data will be used for each species.
 - Time since last fire, using dormant and growing season burns, will be recorded for each population for the period 1991 through 2002.
 - Visible disturbance from military, silvicultural, and project construction activities will be noted.

A.1.3 CARVER'S CREEK

•

- The two subpopulations of Sandhills pyxie moss documented during previous cursory inventories (persistent populations) will be revisited to determine presence or absence.
- The area occupied by each persistent and newly colonized population will be globally positioned to the nearest meter (polygon).
- Record the number of individual plants. For clonal species, stem counts or clump counts will be conducted. Consistent terminology for count data will be used for each species.
- A.1.4 Plant species previously documented are provided in Appendix A. In addition, previously undocumented rare species for the region and potential new species to science will be included as encountered.
- A.1.5 Contractor shall use 1990 black and white aerial photography mapped with the previously identified rare populations to conduct survey on Sandhills Gameland. High-priority areas will be ground truthed for verification and searched for target species.

A.2 GOVERNMENT FURNISHED PROPERTY

The government will furnish for the contractor's use the following items:

- Map showing the project survey boundaries.
- 1990 black and white aerial photography with mapped locations of previously documented rare plant populations for the Sandhills gamelands.
- 1993-94 survey report prepared by The Nature Conservancy, to include 197 Element Occurrence records from the 1993-94 rare plant survey of the Sandhills Gameland.
- Black and white photograph of the survey area for Carver's Creek (Appendix D.)

A.3 PERSONNEL STANDARDS

A.3.1 The target species are unique to the Sandhills region of North Carolina; therefore, specialized knowledge of Sandhills ecology will be required of the contractor to conduct this survey.

A.3.2 The contractor shall possess a graduate (M.S. or Ph.D) degree from an accredited college or university in botany or ecology or related field with a strong botanical background. The contractor must be experienced and have had past experience in the identification of rare, threatened, and endangered plants in the Sandhills region of North Carolina.

A.4 REPORTING REQUIREMENTS

A.4.1 Contractor shall submit a brief, written report to the Contract Officer's Representative (COR) on a monthly basis regarding progress of the survey, acreage surveyed, rare species located and the number of subpopulations. Reports will include field data sheets, updated Element occurrence records and new Element Occurrence records generated by the Natural Heritage Program.

A.5 RESTRICTIONS

- A.5.1 Contractor and field personnel shall conduct only transient vehicular traffic on maintained firebreaks and roads through Red-cockcaded woodpecker (RCW) colony site protected areas (marked with triangular warning signs) Only foot traffic is allowed in federally endangered plant sites (marked with triangular white signs).
- A.5.2 When entering RCW protected areas on foot, contractor shall limit activities to transient except to search for target species as expediently as possible.

A.6 SPECIAL REQUIREMENTS

- A.6.1 Contractor shall provide names of field personnel and vehicle descriptions/tag numbers that will be involved in the survey activities to the COR prior to personnel entering the field.
- A.6.2 Survey activities must be compatible with the military mission and shall not disrupt training/maneuvering missions.

A.7 SCHEDULE FOR SURVEY

A.7.1 Scope of work activities shall take place during the period 1 January 2003 through 15 December 2003.

A.8 DELIVERABLES

A.8.1 Final plant survey data (digital data), from the two surveys, will be delivered as two GIS coverages 15 December 2003. Subpopulations not found, termed local extinctions, will be submitted as a digital list in Microsoft Excel format.

A.8.2 Data Standards:

- A.8.2.1 The perimeter of all subpopulations surveyed shall be captured using a Differentially Corrected Global Positioning System (DGPS) with a horizontal accuracy of at least 1 meter. Perimeters must be closed to form polygon features.
- A.8.2.2 Final data shall be digital in ESRI shapefile format projected in UTM, NAD83, Zone 17 N, map units meters, attributed with the following fields (NOTE: These must be separate fields, Appendix B):
 - a. 4 letter species code (i.e. ASMI for Astragalus michauxii).
 - b. Element Occurrence (EO) number (i.e. 023). Each new populations must de labeled with a unique number.
 - c. Sub-population designation (i.e. A, B, C)

- d. Presence/Absence 93-94 or initial date recorded for Carver's creek subpopulations.(if present, designate with a 1, if absent, designate with a 0.
- e. Presence/Absence 03 (code as in d.)
- f. Area 93-94 in hectares(minimum of 4 place values)
- g. Area 2003 in hectares(minimum of 4 place values
- h. Stem number 93-94 (minimum of 2 place values)
- i. Stem number 2003 (minimum of 2 places values)
- j.Time since last fire
- k.All numeric values are right justified, letters left justified. Missing data is designated with a period, right justified.
- A.8.2.3 Final digital data must be accompanied by full metadata in Federal Geographic Data Committee (FGDC) standard format.
- A.8.2.4 Final digital data must also be accompanied with the raw DGPS data files.
- A.8.2.5 Raw and final data is property of Fort Bragg and Camp Mackall Military Reservations and cannot be used outside of the scope of the existing contract.

MAPS TO BE PROVIDED UPON REQUEST.

APPENDIX A Target Species

Endangered, Threatened, and Rare Plant Species Known to Occur on the Sandhills Gamelands, North Carolina

		Federal S	<u>State</u>	
Branched Geradia (<u>Agalinis</u> <u>virgata</u>)				
Roughleaved Loosestrife (Lysimachia asperulifolia)	5	SR		
Michaux's Sumac (Rhus michauxii)			E	E
Chaffseed (Schwalbea americana)			E	E
Pickering's Dawnflower (Stylisma pickeringii)	FSC	E		
Resinous Boneset (<u>Eupatorium resinosum</u>)		FSC	T-SC	
White Wicky (Kalmia cuneata)		FSC	SR	
Bog Spicebush (<u>Lindera subcoricea</u>)		FSC	E	
Spring-flowering Goldenrod (Solidago verna)		FSC	SR	
Sandhills Milkvetch (<u>Astragalus</u> michauxii)		FSC	T	
Sandhills Wood Lily (Lilium pyrophilum.)	5	SR		
Carolina Asphodel (<u>Tofieldia</u> glabra)		FSC	WI	
Showy Milkwort (Polygola grandiflora)	SR			

Hairy smartweed (Polygonum hirsutum)	Sl	R	
Conferva Pondweed (<u>Potamogeton</u> <u>confervoides</u>)	FSC	\mathbb{C}^{-1}	SR
Sandhills Petunia (<u>Ruellia</u> <u>ciliosa</u>)	SR		
Canby's bulrush (<u>Schoenoplectus</u> <u>etuberculatus</u>)	SR		
Swaying bulrush (Schoenoplectus subterminalis)	;	SR	
Water Dawnflower (Stylisma aquatica)	SI	3	
Carolina triodia (<u>Tridens</u> <u>carolinianus</u>)	SR		
Chapman's yellow-eyed grass (Xyris chapmanni)		SR	
Rough Leaf Yellow Eyed Grass (Xyris scrabrifolia)	SR		
Earle's Blazing Star(Liatris squarrulosa)	SR		
Shrubby Seedbox (<u>Ludwigia</u> <u>suffruticosa</u>)	SR		
Southern Water Grass (<u>Luziola fluitans</u>)	SR		
Mudbank Crown Grass (Paspalum dissectum)		SR	
Silvery Sedge (<u>Carex canescens</u> ssp <u>disjuncta</u>)	S	R	
Bog Oatgrass (<u>Danthonia</u> epilis)	SR		
Sandhills Gaillardia (Gaillardia aestivalis)	SR		
Soft Milk-Pea (Gallactia mollis)	SR		
*Sandhills pyxie moss			
(Pyxidanthera barbulata var. brevifolia) .FSC E			

*Verified as occurring within Carver's Creek.

Other species may be found on the gamelands which have a federal E, T, or FSC status and will be added to the list of species to be sought by the investigators. Species currently listed as E, T, or FSC which lose that status (determined to be more common than previously thought) will be dropped from the list of species to be sought.

APPENDIX B DATA FORMAT

SPECIES	EO	SUBPOP	PA	PA	AREA	AREA	Stems	Stems	TSF
			93-94	2003	93-94	2003	93-94	2003	
ASMI	023	A	1	1	0.0001	0.0004	75.00	105.00	3

Section I - Contract Clauses

CLAUSES INCORPORATED BY REFERENCE

52.212-4	Contract Terms and ConditionsCommercial Items	FEB 2002
52.237-2	Protection Of Government Buildings, Equipment, And	APR 1984
	Vegetation	
252.225-7002	Qualifying Country Sources As Subcontractors	DEC 1991

CLAUSES INCORPORATED BY FULL TEXT

52.000-4000 ALTERNATE DISPUTES RESOLUTION (ADR) (DEC 1995) (CIL 96-10)

- (a) In furtherance of Federal policy and the Administrative Dispute Resolution Act of 1990, ADR Act, Pub. L. 101-552, the Contracting Officer will try to resolve all post-award acquisition issues in controversy by mutual agreement of the parties.
- (b) Interested parties are encouraged to use alternative dispute resolution procedures to the maximum extent practicable in accordance with the authority and the requirements of the ADR Act.
- (c) The interested parties desiring to submit their disputes for resolution under ADR procedures shall submit a written request to the Director of Contracting of the installation involved in the acquisition. The request shall include requester's name, address, and telephone number, including FAX number, the event or action involved, including a detailed statement of all factual grounds for the dispute, a request for ruling and a request for relief. All requests must be signed by an authorized representative of the interested party.

(End of clause)

52.212-1 INSTRUCTIONS TO OFFERORS--COMMERCIAL ITEMS (OCT 2000)

- (a) North American Industry Classification System (NAICS) code and small business size standard. The NAICS code and small business size standard for this acquisition appear in Block 10 of the solicitation cover sheet (SF 1449). However, the small business size standard for a concern which submits an offer in its own name, but which proposes to furnish an item which it did not itself manufacture, is 500 employees.
- (b) Submission of offers. Submit signed and dated offers to the office specified in this solicitation at or before the exact time specified in this solicitation. Offers may be submitted on the SF 1449, letterhead stationery, or as otherwise specified in the solicitation. As a minimum, offers must show--
- (1) The solicitation number;
- (2) The time specified in the solicitation for receipt of offers;
- (3) The name, address, and telephone number of the offeror;
- (4) A technical description of the items being offered in sufficient detail to evaluate compliance with the requirements in the solicitation. This may include product literature, or other documents, if necessary;
- (5) Terms of any express warranty;

- (6) Price and any discount terms;
- (7) "Remit to" address, if different than mailing address;
- (8) A completed copy of the representations and certifications at FAR 52.212-3;
- (9) Acknowledgment of Solicitation Amendments;
- (10) Past performance information, when included as an evaluation factor, to include recent and relevant contracts for the same or similar items and other references (including contract numbers, points of contact with telephone numbers and other relevant information); and
- (11) If the offer is not submitted on the SF 1449, include a statement specifying the extent of agreement with all terms, conditions, and provisions included in the solicitation. Offers that fail to furnish required representations or information, or reject the terms and conditions of the solicitation may be excluded from consideration.
- (c) Period for acceptance of offers. The offeror agrees to hold the prices in its offer firm for 30 calendar days from the date specified for receipt of offers, unless another time period is specified in an addendum to the solicitation.
- (d) Product samples. When required by the solicitation, product samples shall be submitted at or prior to the time specified for receipt of offers. Unless otherwise specified in this solicitation, these samples shall be submitted at no expense to the Government, and returned at the sender's request and expense, unless they are destroyed during preaward testing.
- (e) Multiple offers. Offerors are encouraged to submit multiple offers presenting alternative terms and conditions or commercial items for satisfying the requirements of this solicitation. Each offer submitted will be evaluated separately.
- (f) Late submissions, modifications, revisions, and withdrawals of offers:
- (1) Offerors are responsible for submitting offers, and any modifications, revisions, or withdrawals, so as to reach the Government office designated in the solicitation by the time specified in the solicitation. If no time is specified in the solicitation, the time for receipt is 4:30 p.m., local time, for the designated Government office on the date that offers or revisions are due.
- (2)(i) Any offer, modification, revision, or withdrawal of an offer received at the Government office designated in the solicitation after the exact time specified for receipt of offers is "late" and will not be considered unless it is received before award is made, the Contracting Officer determines that accepting the late offer would not unduly delay the acquisition; and--
- (A) If it was transmitted through an electronic commerce method authorized by the solicitation, it was received at the initial point of entry to the Government infrastructure not later than 5:00 p.m. one working day prior to the date specified for receipt of offers; or
- (B) There is acceptable evidence to establish that it was received at the Government installation designated for receipt of offers and was under the Government's control prior to the time set for receipt of offers; or
- (C) If this solicitation is a request for proposals, it was the only proposal received.
- (ii) However, a late modification of an otherwise successful offer, that makes its terms more favorable to the Government, will be considered at any time it is received and may be accepted.

- (3) Acceptable evidence to establish the time of receipt at the Government installation includes the time/date stamp of that installation on the offer wrapper, other documentary evidence of receipt maintained by the installation, or oral testimony or statements of Government personnel.
- (4) If an emergency or unanticipated event interrupts normal Government processes so that offers cannot be received at the Government office designated for receipt of offers by the exact time specified in the solicitation, and urgent Government requirements preclude amendment of the solicitation or other notice of an extension of the closing date, the time specified for receipt of offers will be deemed to be extended to the same time of day specified in the solicitation on the first work day on which normal Government processes resume.
- (5) Offers may be withdrawn by written notice received at any time before the exact time set for receipt of offers. Oral offers in response to oral solicitations may be withdrawn orally. If the solicitation authorizes facsimile offers, offers may be withdrawn via facsimile received at any time before the exact time set for receipt of offers, subject to the conditions specified in the solicitation concerning facsimile offers. An offer may be withdrawn in person by an offeror or its authorized representative if, before the exact time set for receipt of offers, the identity of the person requesting withdrawal is established and the person signs a receipt for the offer.
- (g) Contract award (not applicable to Invitation for Bids). The Government intends to evaluate offers and award a contract without discussions with offerors. Therefore, the offeror's initial offer should contain the offeror's best terms from a price and technical standpoint. However, the Government reserves the right to conduct discussions if later determined by the Contracting Officer to be necessary. The Government may reject any or all offers if such action is in the public interest; accept other than the lowest offer; and waive informalities and minor irregularities in offers received.
- (h) Multiple awards. The Government may accept any item or group of items of an offer, unless the offeror qualifies the offer by specific limitations. Unless otherwise provided in the Schedule, offers may not be submitted for quantities less than those specified. The Government reserves the right to make an award on any item for a quantity less than the quantity offered, at the unit prices offered, unless the offeror specifies otherwise in the offer.
- (i) Availability of requirements documents cited in the solicitation. (1) The Index of Federal Specifications, Standards and Commercial Item Descriptions and the documents listed in it may be obtained from the General Services Administration, Federal Supply Service Bureau, Specifications Section, Suite 8100, 470 L'Enfant Plaza, SW, Washington, DC 20407 ((202) 619-8925).
- (2) The DOD Index of Specifications and Standards (DODISS) and documents listed in it may be obtained from the Standardization Documents Desk, Building 4D, 700 Robbins Avenue, Philadelphia, PA 19111-5094 (telephone (215) 697-2569).
- (i) Availability of requirements documents cited in the solicitation. (1)(i) The GSA Index of Federal Specifications, Standards and Commercial Item Descriptions, FPMR Part 101-29, and copies of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained for a fee by submitting a request to--GSA Federal Supply Service Specifications Section, Suite 8100, 470 East L'Enfant Plaza, SW, Washington, DC 20407, Telephone (202) 619-8925, Facsimile (202) 619-8978.
- (ii) If the General Services Administration, Department of Agriculture, or Department of Veterans Affairs issued this solicitation, a single copy of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained free of charge by submitting a request to the addressee in paragraph (i)(1)(i) of this provision. Additional copies will be issued for a fee.
- (2) The DoD Index of Specifications and Standards (DoDISS) and documents listed in it may be obtained from the-Department of Defense Single Stock Point (DoDSSP), Building 4, Section D, 700 Robbins Avenue, Philadelphia, PA 19111-5094, Telephone (215) 697-2667/2179, Facsimile (215) 697-1462.

- (i) Automatic distribution may be obtained on a subscription basis.
- (ii) Order forms, pricing information, and customer support information may be obtained--
- (A) By telephone at (215) 697-2667/2179; or
- (B) Through the DoDSSP Internet site at http://assist.daps.mil.
- (3) Nongovernment (voluntary) standards must be obtained from the organization responsible for their preparation, publication, or maintenance.
- (j) Data Universal Numbering System (DUNS) Number. (Applies to offers exceeding \$25,000.) The offeror shall enter, in the block with its name and address on the cover page of its offer, the annotation "DUNS" followed by the DUNS number that identifies the offeror's name and address. If the offeror does not have a DUNS number, it should contact Dun and Bradstreet to obtain one at no charge. An offeror within the United States may call 1-800-333-0505. The offeror may obtain more information regarding the DUNS number, including locations of local Dun and Bradstreet Information Services offices for offerors located outside the United States, from the Internet home page at http://www.customerservice@dnb.com/. If an offeror is unable to locate a local service center, it may send an e-mail to Dun and Bradstreet at globalinfo@mail.dnb.com.

(End of provision)

52.212-3 OFFEROR REPRESENTATIONS AND CERTIFICATIONS--COMMERCIAL ITEMS (JUL 2002)

(a) Definitions. As used in this provision:

"Emerging small business" means a small business concern whose size is no greater than 50 percent of the numerical size standard for the NAICS code designated.

"Forced or indentured child labor" means all work or service-

- (1) Exacted from any person under the age of 18 under the menace of any penalty for its nonperformance and for which the worker does not offer himself voluntarily; or
- (2) Performed by any person under the age of 18 pursuant to a contract the enforcement of which can be accomplished by process or penalties.

Service-disabled veteran-owned small business concern-

- (1) Means a small business concern--
- (i) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and
- (ii) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.
- (2) Service-disabled veteran means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

"Small business concern" means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and size standards in this solicitation.

Veteran-owned small business concern means a small business concern-

- (1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and
- (2) The management and daily business operations of which are controlled by one or more veterans.

"Women-owned small business concern" means a small business concern-

- (1) That is at least 51 percent owned by one or more women or, in the case of any publicly owned business, at least 51 percent of its stock is owned by one or more women; or
- (2) Whose management and daily business operations are controlled by one or more women.

"Women-owned business concern" means a concern which is at least 51 percent owned by one or more women; or in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and whose management and daily business operations are controlled by one or more women.

- (b) Taxpayer Identification Number (TIN) (26 U.S.C. 6109, 31 U.S.C. 7701). (Not applicable if the offeror is required to provide this information to a central contractor registration database to be eligible for award.)
- (1) All offerors must submit the information required in paragraphs (b)(3) through (b)(5) of this provision to comply with debt collection requirements of 31 U.S.C. 7701(c) and 3325(d), reporting requirements of 26 U.S.C. 6041, 6041A, and 6050M, and implementing regulations issued by the Internal Revenue Service (IRS).
- (2) The TIN may be used by the Government to collect and report on any delinquent amounts arising out of the offeror's relationship with the Government (31 U.S.C. 7701(c)(3)). If the resulting contract is subject to the payment reporting requirements described in FAR 4.904, the TIN provided hereunder may be matched with IRS records to verify the accuracy of the offeror's TIN.

(3) Taxpayer Identification Number (TIN).
TIN:
TIN has been applied for.
TIN is not required because:
Offeror is a nonresident alien, foreign corporation, or foreign partnership that does not have income effectively connected with the conduct of a trade or business in the United States and does not have an office or place of business or a fiscal paying agent in the United States;
Offeror is an agency or instrumentality of a foreign government;
Offeror is an agency or instrumentality of the Federal Government.
(4) Type of organization.

Sole proprietorship;
Partnership;
Corporate entity (not tax-exempt);
Corporate entity (tax-exempt);
Government entity (Federal, State, or local);
Foreign government;
International organization per 26 CFR 1.6049-4;
Other
(5) Common parent.
Offeror is not owned or controlled by a common parent;
Name and TIN of common parent:
Name
TIN
(c) Offerors must complete the following representations when the resulting contract is to be performed inside the United States, its territories or possessions, Puerto Rico, the Trust Territory of the Pacific Islands, or the District of Columbia. Check all that apply.
(1) Small business concern. The offeror represents as part of its offer that it () is, () is not a small business concern.
(2) Veteran-owned small business concern. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.) The offeror represents as part of its offer that it () is, () is not a veteran-owned small business concern.
(3) Service-disabled veteran-owned small business concern. (Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph $(c)(2)$ of this provision.) The offeror represents as part of its offer that it () is, () is not a service-disabled veteran-owned small business concern.
(4) Small disadvantaged business concern. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.) The offeror represents, for general statistical purposes, that it () is, () is not a small disadvantaged business concern as defined in 13 CFR 124.1002.
(5) Women-owned small business concern. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.) The offeror represents that it () is, () is not a women-owned small

Note: Complete paragraphs (c)(6) and (c)(7) only if this solicitation is expected to exceed the simplified acquisition threshold.

business concern.

(6) Women-owned business concern (other than small business concern). (Complete only if the offeror is a women-
owned business concern and did not represent itself as a small business concern in paragraph (c)(1) of this
provision.) The offeror represents that it () is, a women-owned business concern.

(7) Tie bid priority for labor surplus area concerns. If this is an invitation for bid, small business offerors may identify the labor surplus areas in which costs to be incurred on account of manufacturing or production (by offeror or first-tier subcontractors) amount to more than 50 percent of the contract price:

- (8) Small Business Size for the Small Business Competitiveness Demonstration Program and for the Targeted Industry Categories under the Small Business Competitiveness Demonstration Program. (Complete only if the offeror has represented itself to be a small business concern under the size standards for this solicitation.)
- (i) (Complete only for solicitations indicated in an addendum as being set-aside for emerging small businesses in one of the four designated industry groups (DIGs).) The offeror represents as part of its offer that it () is, () is not an emerging small business.
- (ii) (Complete only for solicitations indicated in an addendum as being for one of the targeted industry categories (TICs) or four designated industry groups (DIGs).) Offeror represents as follows:
- (A) Offeror's number of employees for the past 12 months (check the Employees column if size standard stated in the solicitation is expressed in terms of number of employees); or
- (B) Offeror's average annual gross revenue for the last 3 fiscal years (check the Average Annual Gross Number of Revenues column if size standard stated in the solicitation is expressed in terms of annual receipts).

(Check one of the following):

Average Annual

Number of Employees Gross Revenues

50 or fewer \$1 million or less
_51 - 100 \$1,000,001 - \$2 million
101 - 250 \$2,000,001 - \$3.5 million
251 - 500 \$3,500,001 - \$5 million
501 - 750 \$5,000,001 - \$10 million
751 - 1,000 \$10,000,001 - \$17 million
Over 1,000 Over \$17 million

- (9) (Complete only if the solicitation contains the clause at FAR 52.219-23, Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns or FAR 52.219-25, Small Disadvantaged Business Participation Program-Disadvantaged Status and Reporting, and the offeror desires a benefit based on its disadvantaged status.)
- (i) General. The offeror represents that either--

- (A) It () is, () is not certified by the Small Business Administration as a small disadvantaged business concern and identified, on the date of this representation, as a certified small disadvantaged business concern in the database maintained by the Small Business Administration (PRO-Net), and that no material change in disadvantaged ownership and control has occurred since its certification, and, where the concern is owned by one or more individuals claiming disadvantaged status, the net worth of each individual upon whom the certification is based does not exceed \$750,000 after taking into account the applicable exclusions set forth at 13 CFR 124.104(c)(2); or
- (B) It () has, ()(has not submitted a completed application to the Small Business Administration or a Private Certifier to be certified as a small disadvantaged business concern in accordance with 13 CFR 124, Subpart B, and a decision on that application is pending, and that no material change in disadvantaged ownership and control has occurred since its application was submitted.
- (ii) Joint Ventures under the Price Evaluation Adjustment for Small Disadvantaged Business Concerns. The offeror represents, as part of its offer, that it is a joint venture that complies with the requirements in 13 CFR 124.1002(f) and that the representation in paragraph (c)(7)(i) of this provision is accurate for the small disadvantaged business concern that is participating in the joint venture. (The offeror shall enter the name of the small disadvantaged business concern that is participating in the joint venture: _______.)
- (10) HUBZone small business concern. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.) The offeror represents, as part of its offer, that--
- (i) It () is, () is not a HUBZone small business concern listed, on the date of this representation, on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration, and no material change in ownership and control, principal office, or HUBZone employee percentage has occurred since it was certified by the Small Business Administration in accordance with 13 CFR part 126; and
- (ii) It () is, () is not s joint venture that complies with the requirements of 13 CFR part 126, and the representation in paragraph (c)(10)(i) of this provision is accurate for the HUBZone small business concern or concerns that are participating in the joint venture. (The offeror shall enter the name or names of the HUBZone small business concern or concerns that are participating in the joint venture:_______.) Each HUBZone small business concern participating in the joint venture shall submit a separate signed copy of the HUBZone representation.
- (d) Certifications and representations required to implement provisions of Executive Order 11246--
- (1) Previous Contracts and Compliance. The offeror represents that--
- (i) It () has, () has not, participated in a previous contract or subcontract subject either to the Equal Opportunity clause of this solicitation, the and
- (ii) It () has, () has not, filed all required compliance reports.
- (2) Affirmative Action Compliance. The offeror represents that--
- (i) It () has developed and has on file, () has not developed and does not have on file, at each establishment, affirmative action programs required by rules and regulations of the Secretary of Labor (41 CFR Subparts 60-1 and 60-2), or
- (ii) It () has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.
- (e) Certification Regarding Payments to Influence Federal Transactions (31 U.S.C. 1352). (Applies only if the contract is expected to exceed \$100,000.) By submission of its offer, the offeror certifies to the best of its knowledge and belief that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to

influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress on his or her behalf in connection with the award of any resultant contract.

- (f) Buy American Act Certificate. (Applies only if the clause at Federal Acquisition Regulation (FAR) 52.225-1, Buy American Act --Supplies, is included in this solicitation.)
- (1) The offeror certifies that each end product, except those listed in paragraph (f)(2) of this provision, is a domestic end product as defined in the clause of this solicitation entitled `Buy American Act --Supplies" and that the offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States. The offeror shall list as foreign end products those end products manufactured in the United States that do not qualify as domestic end products.

(2) Foreign End Products:

Line Item No.:
Country of Origin:
(List as necessary)
(3) The Government will evaluate offers in accordance with the policies and procedures of FAR Part 25.
(g)(1) Buy American ActNorth American Free Trade AgreementIsraeli Trade Act Certificate. (Applies only if the clause at FAR 52.225-3, Buy American ActNorth American Free Trade AgreementIsraeli Trade Act, is included in this solicitation.)
(i) The offeror certifies that each end product, except those listed in paragraph (g)(1)(ii) or (g)(1)(iii) of this provision, is a domestic end product as defined in the clause of this solicitation entitled `Buy American ActNorth American Free Trade AgreementIsraeli Trade Act" and that the offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States.
(ii) The offeror certifies that the following supplies are NAFTA country end products or Israeli end products as defined in the clause of this solicitation entitled ``Buy American ActNorth American Free Trade AgreementIsraeli Trade Act":
NAFTA Country or Israeli End Products
Line Item No.:
Country of Origin:
(List as necessary)
(iii) The offeror shall list those supplies that are foreign end products (other than those listed in paragraph (g)(1)(ii) of this provision) as defined in the clause of this solicitation entitled `Buy American ActNorth American Free Trade AgreementIsraeli Trade Act." The offeror shall list as other foreign end products those end products manufactured in the United States that do not qualify as domestic end products.
Other Foreign End Products
Line Item No.:
Country of Origin:
(List as necessary)

- (iv) The Government will evaluate offers in accordance with the policies and procedures of FAR Part 25.
- (2) Buy American Act--North American Free Trade Agreements--Israeli Trade Act Certificate, Alternate I (May 2002). If Alternate I to the clause at FAR 52.225-3 is included in this solicitation, substitute the following paragraph (g)(1)(ii) for paragraph (g)(1)(ii) of the basic provision:
- (g)(1)(ii) The offeror certifies that the following supplies are Canadian end products as defined in the clause of this solicitation entitled "Buy American Act--North American Free Trade Agreement--Israeli Trade Act":

Canadian End Products:
Line Item No.
(List as necessary)
(3) Buy American ActNorth American Free Trade AgreementsIsraeli Trade Act Certificate, Alternate II (May 2002). If Alternate II to the clause at FAR 52.225-3 is included in this solicitation, substitute the following paragraph (g)(1)(ii) for paragraph (g)(1)(ii) of the basic provision:
(g)(1)(ii) The offeror certifies that the following supplies are Canadian end products or Israeli end products as defined in the clause of this solicitation entitled "Buy American ActNorth American Free Trade AgreementIsraeli Trade Act":
Canadian or Israeli End Products:
Line Item No.
Country of Origin
(List as necessary)
(4) Trade Agreements Certificate. (Applies only if the clause at FAR 52.225-5, Trade Agreements, is included in this solicitation.)

- (i) The offeror certifies that each end product, except those listed in paragraph (g)(4)(ii) of this provision, is a U.S.made, designated country, Caribbean Basin country, or NAFTA country end product, as defined in the clause of this solicitation entitled "Trade Agreements."
- (ii) The offeror shall list as other end products those end products that are not U.S.-made, designated country, Caribbean Basin country, or NAFTA country end products.

Other End Products

Line Item No.: Country of Origin:	
(List as necessary)	
(iii) The Government will evaluate offers in accordance with the policy subject to the Trade Agreements Act, the Government will evaluate a Caribbean Basin country, or NAFTA country end products without a Act. The Government will consider for award only offers of U.Sma or NAFTA country end products unless the Contracting Officer deteor that the offers for such products are insufficient to fulfill the requirement.	offers of U.Smade, designated country, regard to the restrictions of the Buy American de, designated country, Caribbean Basin country, ermines that there are no offers for such products
(h) Certification Regarding Debarment, Suspension or Ineligibility for certifies, to the best of its knowledge and belief, that	Award (Executive Order 12549). The offeror
(1) The offeror and/or any of its principals () are, () are not present or declared ineligible for the award of contracts by any Federal agent	
(2) () Have, () have not, within a three-year period preceding this or rendered against them for: commission of fraud or a criminal offense obtain, or performing a Federal, state or local government contract of antitrust statutes relating to the submission of offers; or commission falsification or destruction of records, making false statements, tax e) are not presently indicted for, or otherwise criminally or civilly charany of these offenses.	in connection with obtaining, attempting to or subcontract; violation of Federal or state of embezzlement, theft, forgery, bribery, vasion, or receiving stolen property; and () are,
(i) Certification Regarding Debarment, Suspension or Ineligibility for certifies, to the best of its knowledge and belief, that	Award (Executive Order 12549). The offeror
(1) The offeror and/or any of its principals () are, () are not present or declared ineligible for the award of contracts by any Federal agent	
(2) () Have, () have not, within a three-year period preceding this or rendered against them for: commission of fraud or a criminal offense obtain, or performing a Federal, state or local government contract of antitrust statutes relating to the submission of offers; or commission falsification or destruction of records, making false statements, tax e) are not presently indicted for, or otherwise criminally or civilly charany of these offenses.	in connection with obtaining, attempting to or subcontract; violation of Federal or state of embezzlement, theft, forgery, bribery, vasion, or receiving stolen property; and () are,
(i) Certification Regarding Knowledge of Child Labor for Listed End Contracting Officer must list in paragraph (j)(1) any end products be included in the List of Products Requiring Contractor Certification a excluded at 22.1503(b).]	ing acquired under this solicitation that are
(1) Listed End Product	isted Countries of Origina
Listed End Product . I	Listed Countries of Origin:

- (2) Certification. [If the Contracting Officer has identified end products and countries of origin in paragraph (j)(1) of this provision, then the offeror must certify to either (j)(2)(i) or (j)(2)(ii) by checking the appropriate block.]
- ()(i) The offeror will not supply any end product listed in paragraph (j)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product.
- () (ii) The offeror may supply an end product listed in paragraph (j)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product. The offeror certifies that is has made a good faith effort to determine whether forced or indentured child labor was used to mine, produce, or manufacture any such end product furnished under this contract. On the basis of those efforts, the offeror certifies that it is not aware of any such use of child labor.

(End of provision)

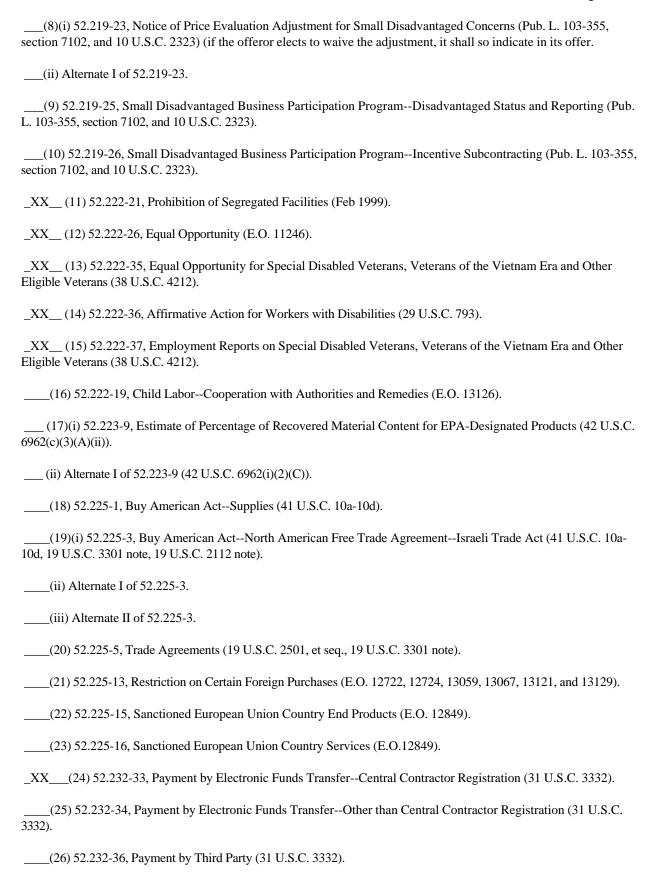
52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS--COMMERCIAL ITEMS (MAY 2002)

- (a) The Contractor shall comply with the following FAR clauses, which are incorporated in this contract by reference, to implement provisions of law or executive orders applicable to acquisitions of commercial items:
- (1) 52.222-3, Convict Labor (E.O. 11755).
- (2) 52.233-3, Protest after Award (31 U.S.C. 3553).
- (b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items or components:

____ (6) 52.219-9, Small Business Subcontracting Plan (15 U.S.C. 637 (d)(4)).

____ (7) 52.219-14, Limitations on Subcontracting (15 U.S.C. 637(a)(14)).

(Contracting Officer shall check as appropriate.)
(1) 52.203-6, Restrictions on Subcontractor Sales to the Government, with Alternate I (41 U.S.C. 253g and 10 U.S.C. 2402).
(2) 52.219-3, Notice of HUBZone Small Business Set-Aside (Jan 1999).
(3) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (Jan 1999) (if the offeror elects to waive the preference, it shall so indicate in its offer).
(4) (i) 52.219-5, Very Small Business Set-Aside (Pub. L. 103-403, section 304, Small Business Reauthorization and Amendments Act of 1994).
(ii) Alternate I to 52.219-5.
(iii) Alternate II to 52.219-5.
(5) 52.219-8, Utilization of Small Business Concerns (15 U.S.C. 637 (d)(2) and (3)).



(27) 52.239-1, Privacy or Security Safeguards (5 U.S.C. 552a).
(28) 52.247-64, Preference for Privately Owned U.SFlag Commercial Vessels (46 U.S.C. 1241).
Alternate I of 52.247-64.
(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, which the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or executive orders applicable to acquisitions of commercial items or components:
(Contracting Officer check as appropriate.)
XX (1) 52.222-41, Service Contract Act of 1965, As amended (41 U.S.C. 351, et. seq.).
XX (2) 52.222-42, Statement of Equivalent Rates for Federal Hires (29 U.S.C. 206 and 41 U.S.C. 351, et. seq.). NURSERY SPECIALIST SERIES 08280 GS07/02 \$15.15
(3) 52.222-43, Fair Labor Standards Act and Service Contract Act Price Adjustment (Multiple Year and Option Contracts) (29 U.S.C.206 and 41 U.S.C. 351, et seq.).
(4) 52.222-44, Fair Labor Standards Act and Service Contract Act - Price Adjustment (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
(5) 52.222-47, SCA Minimum Wages and Fringe Benefits Applicable to Successor Contract Pursuant to Predecessor Contractor Collective Bargaining Agreement (CBA) (41 U.S.C. 351, et seq.).

- (d) Comptroller General Examination of Record. The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, and does not contain the clause at 52.215-2, Audit and Records--Negotiation.
- (1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.
- (2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR Subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.
- (3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.
- (e) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c) or (d) of this clause, the Contractor is not required to include any FAR clause, other than those listed below (and as may be required by an addenda to this paragraph to establish the reasonableness of prices under Part 15), in a subcontract for commercial items or commercial components--
- (1) 52.222-26, Equal Opportunity (E.O. 11246);

- (2) 52.222-35, Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era and Other Eligible Veterans (38 U.S.C. 4212);
- (3) 52.222-36, Affirmative Action for Workers with Disabilities (29 U.S.C. 793);
- (4) 52.247-64, Preference for Privately-Owned U.S.- Flag Commercial Vessels (46 U.S.C. 1241)(flow down not required for subcontracts awarded beginning May 1, 1996)., and
- (5) 52.222-41, Service Contract Act of 1965, As Amended (41 U.S.C. 351, et seq.).

(End of clause)

52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998)

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

www.farsite.hill.af.mil

(End of provision

52.252-2 CLAUSES INCORPORATED BY REFERENCE (FEB 1998)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

www.farsite.hill.af.mil

(End of clause)